

#9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : GOTO et al.  
 Serial No. : 09/787,397 Group Art Unit:  
 Filed : March 16, 2001 Examiner:  
 Title : PREVENTIVE AND/OR THERAPEUTIC FOR OBESITY

**STATEMENT REGARDING SAMENESS AND NEW MATTER**  
**WITH REGARDS TO THE CRF AND THE**  
**SECOND SUBSTITUTE SEQUENCE LISTING**

Assistant Commissioner for Patents  
 Washington, DC 20231

Sir:

I, Andrew E.C. Merriam, of Hollander Law Firm, P.L.C., am authorized to make this Statement on behalf of the applicant.


The computer diskette accompanying this Statement contains a Second Substitute Sequence Listing in computer-readable form. The Second Substitute Sequence Listing attached hereto contains no new matter.

Based on information supplied by the Applicants, I hereby state that the content

GOTO et al. - Serial No. 09/787,397  
Statement Regarding Sameness and New Matter  
With Regards to the CRF and the  
Second Substitute Sequence Listing

of the Second Substitute Sequence Listing in computer readable form is identical to the  
written Second Substitute Sequence Listing attached hereto.

Respectfully submitted,



Andrew E.C. Merriam  
Registration No. 47,268

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Date: May 17, 2001

Enclosures:

Diskette of Substitute Sequence Listing in CRF  
Substitute Sequence Listing (3 pages)